

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

NOV 08 2011

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

ROBERT E. HICKS,

Plaintiff - Appellant,

v.

DAVID ROGER; et al.,

Defendants - Appellees.

No. 11-17188

D.C. No. 2:11-cv-00104-PMP-LRL  
U.S. District Court for Nevada, Las  
Vegas

**MANDATE**

The judgment of this Court, entered October 17, 2011, takes effect this date.

This constitutes the formal mandate of this Court issued pursuant to Rule  
41(a) of the Federal Rules of Appellate Procedure.

FOR THE COURT:  
Molly C. Dwyer  
Clerk of Court

Lee-Ann Collins  
Deputy Clerk